

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

9 JONATHAN LEE RICHES, )  
10 Petitioner, ) 3:08-cv-00378-LRH-RAM  
11 vs. ) ORDER  
12 ALAN WEBB, *et al.*, )  
13 Respondents. ) /

15 By order filed September 2, 2008, the Court ordered petitioner to file an application to  
16 proceed *in forma pauperis*, or pay the \$5.00 filing fee for this action, within thirty days. (Docket #3).  
17 Petitioner was advised that this action would be dismissed unless he complied with the Court's  
18 order. (Docket #3). Petitioner filed a notice of appeal on October 16, 2008. (Docket #4). The Court  
19 of Appeals dismissed the appeal on December 22, 2008. (Docket #8).

20 This Court's order of September 2, 2008, was apparently delivered to petitioner; it was not  
21 returned undelivered. Petitioner has not responded to the order. More than the allotted time has  
22 elapsed and petitioner has not complied with the Court's order. Therefore, petitioner's action shall  
23 be dismissed without prejudice.

24           **IT IS THEREFORE ORDERED** that the Clerk shall **FILE and DOCKET** the petition  
25 (received July 9, 2008).

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1           **IT IS FURTHER ORDERED** that this action is **DISMISSED WITHOUT PREJUDICE**  
2 for petitioner's failure to obey this Court's order of September 2, 2008. The Clerk shall **ENTER**  
3 **JUDGMENT** accordingly.

4           DATED this 31<sup>st</sup> day of March, 2009.



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7           **LARRY R. HICKS**  
8           UNITED STATES DISTRICT JUDGE

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